

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Steve T. Lin, et al.	: Group Art Unit: 1618
Serial No.: 10/645,744	: Examiner: Blessing M. Fubara
Filed: August 20, 2003	: Attorney Docket No.: 019870.052201
For: COMPOSITION FOR THE CARRYING AND DELIVERY OF BONE GROWTH INDUCING MATERIAL AND METHODS FOR PRODUCING AND APPLYING THE COMPOSITION	: :

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is filed pursuant to 37 C.F.R. 1.97(c)(2). In this regard, it is noted that there has not yet been a mailing of a final action, a notice of allowance or an action that otherwise closes prosecution.

Of further note, no representation is intended that a complete search has been made by the applicants or that no better art references than those provided herewith are available. Moreover, the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited is, or is considered to be, material to patentability.

For example, directing the Examiner's attention to U.S. Patent 7,291,345, it appears that this reference discloses use (e.g., as an osteoimplant for bone repair) of biocompatible polymers and identifies a number of earlier references directed to use of biocompatible polymers. However, U.S. Patent 7,291,345 itself was filed on December 12, 2003 (based on a December 12, 2002 provisional application) and the present application was filed on August 20, 2003 (based on an August 20, 2002 provisional application). Thus, depending upon the disclosure of each of these provisional

applications, U.S. Patent 7,291,345 may not be citable as prior art against the pending claims of the present application.

Respectfully submitted,
GREENBERG TRAURIG, LLP

Dated: December 9, 2008

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